

54452-2

8/28/2014

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460



OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

August 28, 2014

Janet Kintz-Early, Ph.D
Entomologist and Regulatory Affairs Manager
Nisus Corporation
100 Nisus Drive
Rockford, TN 37853

Subject: Label Notification per PRN 98-10 – Acceptance of First Aid Statement and Minor Revisions
Product Name: Magnetic Roach Food M.R. F. 2000 Roach Paste Formula
EPA Registration Number: 54452-2
Application Date: June 3, 2014
Decision Numbers: 491323 & 490751

Dear Dr. Kintz-Early:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10.

The alternate brand names: Magnetic Roach Bait, Magnetic Roach Gel Bait, Magnetic Roach Bait M.R.F. 2000 Paste Formula, Dominate Roach Bait, Expel Roach Bait, & Magnetic Roach Bait M.R.B. 2000 Paste Formula has been added to the product record.

If you have any questions, you may contact Melody Banks at 703 305-5413 or via email at banks.melody@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Suarez".

Mark Suarez, Product Manager 13
Insecticide Branch
Registration Division (7505P)
Office of Pesticide Programs



June 3, 2014

Mike Walsh, PM13
Office of Pesticide Programs (7504P) (NOTIF)
U.S. Environmental Protection Agency
Document Processing Desk
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202

Subject: Notification of Label Revisions for Stapletons Magnetic Roach Food M.R.F. 2000 Roach Paste Formula
EPA Reg. No. 54452-2

Dear Mr. Walsh:

Nisus Corporation (100 Nisus Drive, Rockford, TN 37853; EPA Company Number 64405) is submitting a Notification of label revisions in accordance with the provisions of PR Notice 98-10 for the subject product. This registration has transferred ownership from Blue Diamond Exterminating & Manufacturing Co. Inc. to Nisus Corporation. A copy of the EPA letter acknowledging this transfer is included for reference. As a result of this change in ownership of this registration and company number, changes are being made to the labels. Please find enclosed the following documentation for each product in support of these actions:

- EPA Form 8570-1
- A copy of the EPA Letter acknowledging the transfer
- A copy of label with all changes highlighted
- A copy of the label with all changes incorporated (clean copy)

- 1) Product name is being changed from "Stapletons Magnetic Roach Food M.R.F. 2000 Roach Paste Formula" to "Magnetic Roach Food M.R.F. 2000 Roach Paste Formula" on the label of product 54452-2. Trademarks have been noted on all labels.
- 2) The name and address of the manufacturer has changed to Nisus Corporation on all labels.
- 3) CAS Number has been added to ingredient statement.
- 4) The EPA Establishment No. is no longer 54452-TN-1; a new number will be provided on the final label of any product produced.
- 5) Additional package sizes have been added and disposal instructions for larger containers.
- 6) The warranty statement has been changed on all labels to the standard language used on other Nisus products.
- 7) Alternate Brand Names have been added.
- 8) The statement "NOT FOR INDIVIDUAL SALE" has been added to the label of the small unit packaging.
- 9) Optional language has been designated in the label's directions for use to clarify intent.

This Notification replaces the Notification dated 5/2/2014 for this product. If you have any questions or need additional information, please do not hesitate to contact me at (865)577-6119 or e-mail at janete@nisuscorp.com.

Sincerely,
for Nisus Corporation

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**MAGNETIC ROACH FOOD™
M.R.F. 2000™ PASTE FORMULA**

{Alternate brand names:}

- [Magnetic Roach Bait]
- [Magnetic Roach Gel Bait]
- [Magnetic Roach Bait M.R.F. 2000 Paste Formula]
- [Dominate Roach Bait]
- [Expel Roach Bait]
- [Allicio Roach Bait]
- [Magnetic Roach Bait M.R.B. 2000 Paste Formula]

**FOR USE IN AND AROUND HOMES, COMMERCIAL, INDUSTRIAL, INSTITUTIONAL, FOOD AND
FEED HANDLING ESTABLISHMENTS**

CAUTION

KEEP OUT OF REACH OF CHILDREN

See side [back] panel for additional cautions.

Use only in areas not easily accessible to children and pets.

FIRST AID

If Swallowed:	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
If in eyes:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15-20 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice.
If on Skin or Clothing:	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15-20 minutes. • Call a poison control center or doctor for treatment advice
<p>In case of emergency call a poison control center or doctor for treatment advice. Have the product container or label with you when call or going for treatment.</p>	

{Note: The First Aid statements may appear in a paragraph format if market label space does not permit the grid format.}

- NET CONTENT:**
- 4- 1.23 oz (35g) reservoirs TOTAL CONTENTS: 4.92 oz (140 g)
 - 10- 1.23 oz (35g) reservoirs TOTAL CONTENTS: 12.3 oz (350 g)
 - 10 fl oz tube (295.7 cc)
 - 20 oz pail (567 g)
 - 50 gallon drum (189.3 L)
 - 55 gallon drum (208.2 L)
 - 250 gallon tote (946.4 L)

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EPA Registration No. 54452-2 EPA Est. No. _____ - ____ - ____

ACTIVE INGREDIENT:

Boric Acid (CAS No. 10043-35-3).....	33.3%
OTHER INGREDIENTS.....	<u>66.7%</u>
TOTAL.....	100.0%

**PRECAUTIONARY STATEMENTS
HAZARDOUS TO HUMANS AND DOMESTIC ANIMALS
CAUTION**

Harmful if swallowed. May cause eye irritation. Avoid eye contact. Wash thoroughly after handling.

DIRECTIONS FOR USE:

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

For containers other than the plastic tube [syringe] stir well before using.

This reservoir is designed to be used in conjunction with the [a] bait gun [designed by Specialty Products, a Division of EFD, Inc].

To use simply attach a filled reservoir of bait to the Bait Gun. [Twist on the dispensing tip. Adjust the grip of the gun to fit your hand size.] Aim and gently squeeze the trigger.

TO CONTROL COCKROACHES: Apply the paste liberally under and behind refrigerators, stove, sink, dishwasher, washing machines and dryer, tubs, into openings around drains, sewers, manholes, water pipe and electrical conduits, in cracks and crevices along baseboards and in corners of cabinets, cupboards, and closets. Remove drawers in kitchen and bathroom cabinets, bedroom dressers and chest of drawers, then apply liberally into each corner of the drawer wells.

Reapply the same as above at least once a year, or sooner. If reinfestation should occur, any paste visible after application must be scraped into cracks and crevices or removed. Apply in areas inaccessible to children and pets. Avoid contamination of feed and foodstuff.

DIRECTIONS FOR APPLYING IN NEW CONSTRUCTION TO CONTROL COCKROACHES: When treating large areas, such as wall voids, soffit and subcabinet voids in new and existing construction, apply the paste liberally.

This product may be used in homes, restaurants, and other food handling establishments, markets, schools, warehouses, factories, offices, hotels, motels, hospitals, nursing homes, garages, grocery stores, apartment building, new construction, industrial plants, theaters, ships, boats, trains, yachts, camps, mobile homes, buses, zoos, kennels, military bases, libraries and utilities.

CRACK AND CREVICE TREATMENT

FOOD AND FEED HANDLING ESTABLISHMENTS: Places other than private residences in which exposed food or feed is held, processed, prepared or saved.

FOOD AREA - APPLICATION LIMITED TO CRACK AND CREVICE TREATMENT ONLY: Includes areas for receiving, storage, packing (canning, crapping, boxing) preparing, edible waste storage and enclosed processing systems such as mills, dairies, bakeries, restaurants or anywhere food or feed is stored, processed, prepared or served. Serving areas (when food is exposed and facility is in operation) also would be considered a food area.

Apply in small amounts directly into cracks and crevices using suitable equipment capable of applying insecticide directly into cracks and crevices, in points between different elements of construction, between equipment and floors, openings leading to void and hollow spaces in walls, equipment legs and bases, conduits, motor housing, where cockroaches hide.

Care should be taken to avoid depositing the product into exposed food and feed processing, preparation and serving surfaces, or introducing the material into food and or feed processing surfaces to avoid contamination.

APPLICATIONS OF THIS PRODUCT IN THE FOOD AND FEED AREAS OF FOOD HANDLING ESTABLISHMENTS OTHER THAN AS A CRACK AND CREVICE TREATMENT, ARE NOT PERMITTED.

SERVING AREAS – Facilities where prepared foods are served, such as dining rooms, but excluding areas where foods may be prepared or held. Apply as a spot treatment to selective surfaces such as baseboards, under elements of construction into cracks and crevices. Avoid treating surfaces likely to be contacted by food. (Do not apply when facility is in operation or foods are exposed.

NON-FOOD AREAS: Include garbage rooms, lavatories (floors, drains to sewer entries & vestibules), offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning or bottling).

Apply to baseboards areas, around water pipes, surfaces behind and beneath sinks, lockers, tables, pallets and similar areas where insects hide or through which they may enter.

NOTE: Do not apply bait to areas which have been recently sprayed with insecticides or spray insecticides over bait placements, as this may cause the bait to become repellent. Do not place bait in locations that are routinely washed, as bait will be removed by washing. Do not place treatments in locations where routine cleansing operations may transfer diluted bait to food or food preparation surfaces.

Numerous smaller placements will provide faster control than few large spots, especially for German cockroach control.

{For product packaged in rigid, non-refillable containers less than or equal to 5 gallons:}

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

STORAGE: Store in a dry place. Do not store where children or animals may gain access.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container.

[OR]

CONTAINER DISPOSAL *(for syringe)*: Nonrefillable container. Do not reuse or refill this container. Wrap used reservoirs and place in the trash can.

{For product packaged in rigid, non-refillable containers greater than 5 gallons:}
STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

STORAGE: Store in a cool, dry (preferably locked) storage area inaccessible to children and pets. Do not freeze.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER HANDLING: Nonrefillable container; do not reuse or refill this container. Triple rinse (or equivalent) container promptly after emptying. Triple rinse as follows: Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Dispose of rinsate. Repeat this procedure two more times. Then offer for recycling, if available; or reconditioning, if appropriate; or puncture and dispose of in a sanitary landfill; or by incineration.

Warranty Disclaimer

Manufacturer warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. To the extent not prohibited by applicable law, **MANUFACTURER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.**

Inherent Risks of Use

The directions for use of this product are believed to be adequate and must be carefully followed. It is impossible to eliminate all risks associated with use of this product. Lack of performance or other unintended consequences may result because of such factors as use of the product contrary to label instructions, abnormal conditions, the presence of other materials, climatic conditions or the manner of use/ application, all of which are beyond the control of the Manufacturer. The buyer/user assumes all such risks.

Limitation of Remedies

To the extent not prohibited by applicable law, the exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability or other legal theories) shall be limited to, at Manufacturer's election, one of the following:

1. Refund of purchase price paid by buyer or user for product bought, or
2. Replacement of amount of product used.

To the extent not prohibited by applicable law: a) Manufacturer shall not be liable for losses or damages resulting from handling or use of this product unless Manufacturer is promptly notified of such loss or damage in writing; and b) **IN NO CASE SHALL MANUFACTURER BE LIABLE FOR CONSEQUENTIAL OR INCIDENTAL DAMAGES OR LOSSES, INCLUDING WITHOUT LIMIT, HEALTH RELATED DAMAGES OR INJURIES.**

The terms of this **Warranty Disclaimer** and **Limitation of Remedies** cannot be varied by any written or verbal statements or agreements. No employee or sales agent of Manufacturer or the seller is authorized to vary or exceed the terms of this **Warranty Disclaimer** or **Limitation of Remedies** in any manner.

It is not intended that this product be used to practice any applicable patent, whether mentioned or not, without procurement of a license, if necessary, from the owner, following investigation by the user.



100 Nisus Drive, Rockford, TN 37853 USA • [{Telephone Number}]

Made in the U.S.A.

Magnetic Roach Food and M.R.F. 2000 are trademarks and Nisus Corporation is a registered trademark of Nisus Corporation.
©20xx Nisus Corporation. {insert Marketing label code}

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{begin minimal label language}

**MAGNETIC ROACH FOOD
M.R.F. 2000 PASTE FORMULA**

FOR USE IN AND AROUND HOMES, COMMERCIAL, INDUSTRIAL, INSTITUTIONAL, FOOD AND FEED
HANDLING ESTABLISHMENTS

**CAUTION
KEEP OUT OF REACH OF CHILDREN**

ACTIVE INGREDIENT:

Boric Acid (CAS No. 10043-35-3).....	33.3%
OTHER INGREDIENTS.....	66.7%
TOTAL.....	100.0%

Refer to label for additional cautions and complete directions.

NOT FOR INDIVIDUAL SALE

Net Wt: 1.23 oz (35g)

EPA Registration No. 54452-2

EPA Est. No. _____



100 Nisus Drive, Rockford, TN 37853 USA • [{Telephone Number}]

{end minimal label language}

{...} Master Label Instructions that will not appear on the market labeling

[...] Optional/Alternate Label Language